(40)

HIGH COURT OF CHHATTISGARH AT BILASPUR

W. P.(S) No. 1659 of 2007

Petitioners : 1. Gajendra Rao Mamdikar Age 44 Years, S/o Late Shri, M. Mamdikar, Upper Division Teacher, Govt. Hr. Sec. School, Aadawal, Tahsil Jagdalpur Distt. Bastar. (C.G.)

2. Karunram Patel Age 48 Years, S/o Late Shri D.R. Patel, Assistant Teacher Primary School Seonipal, Block and Tahsil Keshkal, Dist. Bastar (C.G.)

3. Tilaknath Nag Age 47 Years Upper Division Teacher, S/o Shri, M.S. Nag Middle School Talnar, Block Chindgarh, Distt. Dantewada (C.G.)

4. Smt. Deepika Singh Age, 52 Years. W/o Shri, Sugandh Singh, Teacher, Middle School Shabri Nagar, Sukama, Distt. Dantewada (C.G.)

5. Jalam Singh Bais Age, 45 Years. S/o Shri J.S. Bais Teacher, R/o Village and Post Talnar, Block and Tahsil Keshkal, Dist. Bastar (C.G.)

6. Smt. Sukhmati Yadav Age, 46 Years W/o Late, Shri, S.N. Lekam, Upper Division Teacher, Govt. Hr. Sec. School Beejapur. Distt. Dantewada (C.G.)

7. Rishidwaj Joshi Age, 45 Years, S/o Shri, D.P. Joshi, Assistant Teacher, Govt. Hr. Sec. School, Dhrampura, Tahsil Jagdalpur Distt. Bastar. (C.G.)

(41)

8. Smt. Aruna Thakur Age 46 Years, W/o Shri, P.S. Thakur, Assistant Teacher, Hr. Sec. School, Karpawand, Tahsil Jagdalpur Distt. Bastar. (C.G.)

9. Smt. Kherunnisha Age 46 Years, W/o Late Shri, M.A. Rahim, Upper Division Teacher, Govt. Hr. Sec. School Konta. Distt. Dantewada (C.G.)

10. Anandpal Shaikywar Age, 49 Years, S/o Shri Chatrapal Shaikywar, Teacher (Warden), common Hostel Devgaon-Makdi, Tahsil Kondagaon District Bastar (C.G.)

11. Smt. Rajeshwari Sao Age, 51 Years. W/o Shri, Dhananjay Sao Asstt. Teacher, Girls High School Bastar Tahsil Jagdalpur Distt. Bastar. (C.G.)

12. P.N. Pandey Age 45 Years, S/o Shri, N. V. Pandey, Assistant Teacher, Govt. High School, Bhanpuri, Block-Bastar Tahsil Jagdalpur Distt. Bastar. (C.G.)

13. T.P. Panday Age, 49 Years, S/o Shri, G.P. Panday, Assistant Teacher, Middle School, Gunpur, Block-Bastar Tahsil Jagdalpur Distt. Bastar. (C.G.)

14. Budhram Bathel Aged About 45 Years, S/o Shri, Sukhram Baghel, Assistant Teacher, Primary School, Bakodaguda, Block and Tahsil Kondagaon Distt. Bastar. (C.G.)

Versus

Respondents

1. State of Chhattisgarh & Others Through The Secretary, Department of Scheduled Tribe-Scheduled Cast and Triable Welfare Department, Raipur D.K.S. Bhavan, Mantralya Raipur (C.G.)

2. The Commissioner Department of Scheduled Tribe-Scheduled Cast and Triable Welfare Department, University premises Raipur (C.G.)

3. The Assistant Commissioner, Department of Triable Welfare Jagdalpur, Bastar (C.G.)

4. The Assistant Commissioner, Department of Triable Welfare Dantewada, South Bastar (C.G.)

SB: Hon'ble Mr. Justice Satish K. Agnihotri, J

Present: Mr. Avinash K. Mishra, Advocate for the petitioners.
Mr. Arvind Dubey, Panel Lawyer for State/respondents.

ORDER

(Passed on this 21st Day of March, 2007)

1. The question of law involved herein asto whether the petitioners are entitled to regular pay scale w.e.f. the date of initial appointment or from the date of completion of probation period.

2. Learned counsel appearing for the petitioners as well as for the State/respondents jointly submit that the facts and question of law involved the present writ petition are the same to that of in W. P. (S) No. 58/2007 (Paras Nath Gupta vs. State of Chhattisgarh & others), which was allowed vide order dated 15.01.2007.

3. In view of the foregoing, the petitioners may make appropriate represtation to the concerned authorities and the same shall be decided, in accordance with law, and various decision passed by this Court within a period of four weeks from the date of receipt of copy of this order.

4. The writ petition is accordingly disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge